

AMENDED IN SENATE JUNE 29, 1999
AMENDED IN ASSEMBLY MAY 28, 1999
AMENDED IN ASSEMBLY MAY 19, 1999
AMENDED IN ASSEMBLY APRIL 29, 1999
AMENDED IN ASSEMBLY APRIL 26, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1187

Introduced by Assembly Members Rod Pacheco and Dutra

February 26, 1999

An act to add Section 59301 to the Education Code, relating to state special schools.

LEGISLATIVE COUNSEL'S DIGEST

AB 1187, as amended, Rod Pacheco. State special schools.

Existing law provides that the California School for the Deaf, the California School for the Blind, and the diagnostic centers are part of the public school system but derive no revenue from the State School Fund. Existing law requires the district of residence of the parent or guardian of any pupil attending either the California School for the Deaf or the California School for the Blind to pay the school of attendance for each pupil an amount equal to 10% of the excess annual cost of education of pupils attending those schools.

~~This bill would require the Superintendent of Public Instruction, on or before October 1 of each fiscal year in which school districts receive a cost-of-living adjustment, to~~

~~calculate an inflation adjustment for the state special schools and diagnostic centers. In each of those fiscal years and subject to appropriation therefor, the bill would require the Superintendent of Public Instruction to allocate to the state special schools and diagnostic centers, by October 15 of those fiscal years, the calculated amount for the inflation adjustment. The bill would require these funds to be expended on deferred maintenance.~~

~~The bill would require the Department of Personnel Administration to perform a classification study of the employment positions at the state special schools by March 1, 2000, and to submit the study to the Governor and Legislature upon its completion.~~

This bill would require, in each fiscal year in which school districts receive a cost-of-living adjustment, that a cost-of-living adjustment also be applied to the amounts appropriated for the state special schools in the annual Budget Act. This provision would be applicable in fiscal years for which funds are appropriated for the purpose of making these cost-of-living adjustments in the annual Budget Act or any other act. The bill would require that first priority for the expenditure of this cost-of-living adjustment be given to deferred maintenance.

This bill would require the Department of Personnel Administration to conduct and complete a survey of the salaries paid to public school teachers who teach pupils with learning disabilities similar to those of pupils taught in the state special schools.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 59301 is added to the Education
- 2 Code, to read:
- 3 59301. ~~(a) On or before October 1 of each fiscal year~~
- 4 ~~in which school districts receive a cost-of-living~~
- 5 ~~adjustment, the Superintendent of Public Instruction~~
- 6 ~~shall calculate an inflation adjustment for the state special~~
- 7 ~~schools and diagnostic centers as follows:~~

~~(1) Identify the amount of the appropriation made for the current fiscal year in the annual Budget Act for the state special schools and diagnostic centers.~~

~~(2) Apply to that amount identified in paragraph (1) the cost-of-living adjustment received by school districts for that fiscal year pursuant to Section 42238.1 or any other provision of law applicable in that fiscal year in lieu of that section.~~

~~(3) The amount resulting from the calculation made pursuant to this subdivision is the amount of the inflation adjustment for state special schools and diagnostic centers for the applicable fiscal year.~~

~~(b) By October 15 of each year in which an appropriation is made for purposes of subdivision (a), the Superintendent of Public Instruction shall allocate to the state special schools and diagnostic centers the amount calculated pursuant to subdivision (a).~~

~~(e) The funds allocated pursuant to subdivision (c) shall be expended on deferred maintenance and may not be expended for any other purpose.~~

~~(d) This section shall be implemented in any fiscal year in which funds are provided for that purpose in the annual Budget Act or any other act.~~

59301. (a) Each fiscal year in which school districts receive a cost-of-living adjustment pursuant to Section 42238.1 or pursuant to any other provision of law applicable to that fiscal year in lieu of Section 42238.1, an equivalent cost-of-living adjustment shall be applied to the amounts appropriated for that fiscal year for the state special schools in Items 6110-005-0001, 6110-008-0001 of Section 2.00 of the annual Budget Act.

(b) First priority for the expenditure of funds made available pursuant to this section shall be given to deferred maintenance.

(c) This section shall be applicable only in fiscal years for which funds are appropriated in the annual Budget Act or any other act for the purposes of making the equivalent cost-of-living adjustments required by subdivision (a).

1 *SEC. 2. By February 1, 2000, the Department of*
2 *Personnel Administration shall conduct and complete a*
3 *survey of the salaries paid to public school teachers*
4 *employed by school districts located in the state who*
5 *teach pupils with learning disabilities similar to those of*
6 *pupils taught in the state special schools.*

